



PATENT  
Customer No. 22,852  
Attorney Docket No. 3495.0010-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 )  
Marc ALIZON et al. ) Group Art Unit: 1637  
 )  
Application No.: 07/158,652 ) Examiner: Jeffrey Norman Fredman  
 )  
Filed: February 22, 1988 ) Confirmation No.: 3369  
 )  
For: CLONED DNA SEQUENCE RELATED TO THE GENOMIC RNA  
OF HUMAN IMMUNODEFICIENCY VIRUS TYPE 1 (HIV-1)

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

03/10/2006 JAD001 00000023 07158652  
02 FC:1809 790.00 OP

**REQUEST FOR EXAMINATION AFTER FINAL  
UNDER 37 C.F.R. § 1.129(a)**

Applicants hereby request the above-identified application be examined according to the procedures set forth in 37 C.F.R. § 1.129(a). This application meets the criteria set forth in 37 C.F.R. § 1.129(a) since it has an actual filing date of February 28, 1988, and it is accompanied by a fee of \$790.00 as required by § 1.17(r).

Claim 151 was rejected under the judicially created doctrine of obviousness-type double patenting over claim 1 of U.S. Patent No. 6,627,395 ("the '395 patent"). The Examiner contends that claim 1 of the '395 patent "represents a species of the current, broader claim in which step (a) of claim 1 of U.S. Patent 6,627,395 teaches the step of providing a biological fluid comprising HIV-1 infected cells . . . ." (Office Action at 3.)